

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**YADA SMITH,**  
**Plaintiff,**

**v.**

**WILMINGTON SAVINGS FUND  
SOCIETY FSB, as Trustee for  
STANWICH MORTGAGE LOAN  
TRUST, et al.,**  
**Defendants.**

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**Civil Action No. 3:18-CV-2065-G(BH)**

**Referred to U.S. Magistrate Judge<sup>1</sup>**

**RECOMMENDATION REGARDING AMENDED REQUEST TO PROCEED  
IN FORMA PAUPERIS ON APPEAL**

Before the Court is the plaintiff's amended *Application to Proceed in District Court without Prepaying Fees or Costs*, received July 19, 2019 (doc. 39).

- (X) The amended request for leave to proceed *in forma pauperis* on appeal should be DENIED because the Court should certify pursuant to Fed. R. App. P. 24(a)(3) and 28 U.S.C. § 1915(a)(3) that the appeal is not taken in good faith for the reasons set forth in the findings, conclusions and recommendation filed in this case on June 14, 2019 (doc. 32).

**If the Court denies the request to proceed *in forma pauperis* on appeal, the plaintiff may challenge the denial by filing a separate motion to proceed *in forma pauperis* on appeal with the Clerk of Court, U.S. Court of Appeals for the Fifth Circuit, within thirty days after service of the notice required by Fed. R. App. P. 24(a)(4). See Fed. R. App. P. 24(a)(5).**

**SIGNED this 22nd day of July, 2019.**

  
IRMA CARRILLO RAMIREZ  
UNITED STATES MAGISTRATE JUDGE

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<sup>1</sup>By *Special Order No. 3-251*, this *pro se* case has been automatically referred for full case management, including the determination of non-dispositive motions and issuance of findings of fact and recommendations on dispositive motions. By *Amended Miscellaneous Order No. 6* (adopted by *Special Order No. 2-59* on May 5, 2005), requests to proceed *in forma pauperis* on appeal are also automatically referred.